

AMENDED IN SENATE MARCH 22, 2004

SENATE BILL

No. 1444

Introduced by Senator Speier

February 19, 2004

An act to ~~amend Section 110422 of~~ *add Section 110423.9* to the Health and Safety Code, relating to dietary supplements.

LEGISLATIVE COUNSEL'S DIGEST

SB 1444, as amended, Speier. Dietary supplements: ~~labeling~~ *steroid hormone precursors*.

Existing law, the Sherman Food, Drug and Cosmetics Law, provides for the regulation of the processing, labeling, advertising, and sale of food, drugs, and cosmetics, as defined, including dietary supplements, under the administration of the State Department of Health Services.

~~This bill would make a technical, nonsubstantive change to the provisions relating to the labeling and advertising of dietary supplements.~~

Existing law prohibits the sale of dietary supplements containing ephedrine group alkaloids or steroid hormone precursors unless the product label of these products includes certain statements regarding content and warning statements regarding the use of the product. Under existing law, it is a misdemeanor for any manufacturer, wholesaler, retailer, or other person to sell, transfer, or otherwise furnish a dietary supplement containing ephedrine group alkaloids or steroid hormone precursors to a person less than 18 years of age. Existing law also defines anabolic steroids, with respect to contracts for the lease or rental of athletic facilities.

This bill would define a "steroid hormone precursor" for purposes of the dietary supplement provisions of the Sherman Food, Drug and

Cosmetics Law to mean certain drugs or hormonal substances that are not included under the definition of an anabolic steroid, including, but not limited to, androstenediol and androstenedione.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 110422 of the Health and Safety Code~~
2 ~~is amended to read:~~

3 ~~110422. (a) Whenever a warning label is included on any~~
4 ~~product defined as a dietary supplement pursuant to Section~~
5 ~~321(ff) of Title 21 of the United States Code, that is manufactured~~
6 ~~or distributed in this state, the label shall be clear and conspicuous.~~

7 ~~(b) Nothing in this section shall in any way limit or restrict any~~
8 ~~right, remedy, or duty otherwise applicable by law.~~

9 ~~(c) This section shall be implemented to the extent permitted by~~
10 ~~federal law.~~

11 *SECTION 1. Section 110423.9 is added to the Health and*
12 *Safety Code, to read:*

13 *110423.9. For purposes of this article, “steroid hormone*
14 *precursor” means a drug or hormonal substance that is*
15 *chemically and pharmacologically related to testosterone, other*
16 *than estrogens, progestins, and corticosteroids, that is not an*
17 *anabolic steroid, as defined in Section 1812.97 of the Civil Code.*
18 *“Steroid hormone precursor” includes, but is not limited to, both*
19 *of the following:*

20 *(a) Androstenediol.*

21 *(b) Adrostenedione.*

